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 MST Management LLC, Lyon Greybear Lending, LLC,
 and Skyelee, LLC and Third-Party Defendants Stephanie
 Hurtado, Juan Leonardo Sanchez, Brooke Rogers Sanchez,
 Celeste Steele-Rodriguez, and David Rodriguez*

**IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF NEVADA**

MST MANAGEMENT LLC; LYON &
 GREYBEAR LENDING, LLC; and
 SKYELEE, LLC,

Plaintiffs,

vs.

CHICAGO DOUGHNUT FRANCHISE
 COMPANY, LLC; DIVERSIFIED
 FRANCHISE GROUP, INC., BRIAN
 PAPPAS; JEFFREY PAPPPAS;
 JACQUELINE BALL; MARK
 PUBLICOVER; MONTIEDELL “MONTY”
 MAPLE; BRYAN MORELLE; MARC
 FREEMAN; RIC McKOWN; and STEVEN
 MOULTON,

Defendants.

AND RELATED CLAIMS.

Case No. 2:21-cv-00360-JAD-DJA

**STIPULATION AND ORDER TO
 EXTEND TIME FOR PLAINTIFFS AND
 THIRD-PARTY DEFENDANTS TO
 MOVE OR OTHERWISE RESPOND TO
 DEFENDANTS’ MAPLE, PUBLICOVER,
 MORELLE, FREEMAN, MCKOWN, AND
 MOULTON’S COUNTERCLAIM AND
 THIRD-PARTY COMPLAINT**

(First Request)

Plaintiffs MST Management LLC; Lyon & Greybear Lending, LLC; and Skyelee, LLC
 (“Plaintiffs”) and Third-Party Defendants Stephanie Hurtado; Juan Leonardo Sanchez; Brooke

1 Rogers Sanchez; Celeste Steele-Rodriguez; and David Rodriquez (“Third-Party Defendants”) by
2 and through their undersigned counsel, on the one hand, and Defendants’ Mark Publicover,
3 Montiedell “Monty” Maple, Bryan Morelle, Marc Freeman, Ric McKown and Steven Moulton’s
4 (collectively, “Defendants”), by and through their undersigned counsel, on the other, for purposes
5 of this stipulation, stipulate to extend the deadline for Plaintiffs to answer, respond, or otherwise
6 move to dismiss the Counterclaim [ECF No. 105] from March 16, 2022 up to and including March
7 29, 2022.

8 In addition, the Counterclaim [ECF No. 105] contains a Third-Party Complaint that
9 includes against the same claims as the Counterclaim asserted against new parties—in particular,
10 the Third-Party Defendants. On March 8, 2022, counsel for Plaintiffs informed Defendants of
11 their agreement to accept service of the Third-Party Complaint on behalf of the Third-Party
12 Defendants. As of that date, Third-Party Defendants had not been served with the attendant
13 summons Defendants obtained from the Court and with a copy of the operative Third-Party
14 Complaint. Therefore, the twenty-one day deadline to answer, respond, or otherwise move to
15 dismiss the Third-Party Complaint had not yet commenced. Fed. R. Civ. P. 12(a)(1)(A)(i).

16 This is the parties’ first request to extend this deadline as the Plaintiffs require additional
17 time to review the claims and investigate the facts. The parties have proposed a uniform deadline
18 of March 29, 2022 Plaintiffs and Third-Party Defendants to answer, respond, or otherwise move
19 to dismiss the substantially similar, if not identical, Counterclaim and Third-Party Complaint.
20 Overall, this reasonable and efficient approach moves the deadline to respond to the Counterclaim
21 back by thirteen days and sets in stone the corresponding deadline for the Third-Party Complaint,
22 when none had previously existed. Indeed, Defendants’ counterclaim and Third-Party Complaint
23 are based on the same factual allegations and contain the same alleged causes of action; therefore,
24 Plaintiffs and Third-Party Defendants will most likely be responded to them in a similar manner,
25 and party and judicial resources would be conserved by taking such a unified approach.

26 . . .

27 . . .

28 . . .

There is no risk of prejudice to the parties. The undersigned hereby certify that this request is not made for the purpose of delay.

Dated: March 15, 2022

Dated: March 15, 2022

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By: /s/ Rory T. Kay

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Dated: March 15, 2022

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IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: March 17, 2022